

**CITY OF GAUTIER  
Business Agenda Item #1  
Fact Sheet**

**Council Meeting:**  
**Title:**

**May 19, 2015**  
**Resolution declaring that a necessity exists for the removal of a 15" (in diameter) Southern Magnolia tree at 2025 Kingslea Drive, Gautier**

**Introduced by:**  
**Contact Person/Telephone**

**Chandra Nicholson 497-8000 Ext. 312**

**Summary Explanation: Resolution declaring that a necessity exists for the removal of a 15" (in diameter) Southern Magnolia tree at 2025 Kingslea Drive, Gautier. The applicant's tree appears to be diseased, missing limbs and dropping dead limbs onto the roof of the home.**

**EXHIBITS FOR REVIEW**

<b>Resolution</b>	<input checked="" type="checkbox"/>
<b>Ordinance</b>	<input type="checkbox"/>
<b>Contract</b>	<input type="checkbox"/>
<b>Minutes</b>	<input type="checkbox"/>
<b>Plan Maps</b>	<input type="checkbox"/>
<b>Order</b>	<input type="checkbox"/>
<b>Other</b>	<input type="checkbox"/>
<b>Submittal Authorization</b>	<b>City Manager</b>

**Staff Recommendation:**  
**Approval**

**Motion Made by:**

**Gollott** ☐ **Martin** ☐ **Jones** ☐ **Guillotte** ☐ **Vaughan** ☐ **Anderson** ☐ **Colledge** ☐

**Second Made by:**

**Gollott** ☐ **Martin** ☐ **Jones** ☐ **Guillotte** ☐ **Vaughan** ☐ **Anderson** ☐ **Colledge** ☐

<b>Voted as follows:</b>		<b>Ayes</b>	<b>Nays</b>	<b>Abstained</b>	<b>Absent</b>
<b>Mayor</b>	<b>Gollott</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>At Large</b>	<b>Martin</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 1</b>	<b>Jones</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 2</b>	<b>Guillotte</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 3</b>	<b>Vaughan</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 4</b>	<b>Anderson</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 5</b>	<b>Colledge</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Action Taken:**

**There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:**

**NUMBER RESOLUTION 000-2015**

**A Resolution Declaring That A Necessity Exists For The Removal of a 15” (in diameter) Protected Southern Magnolia Tree at 2025 Kingslea Drive, Gautier Mississippi**

**WHEREAS**, Section 11.4.5 of the Unified Development Ordinance requires the City Council adopt a resolution finding a necessity for the removal of protected trees; and

**WHEREAS**, to determine whether a request warrants a finding of necessity, the Council shall consider the Comprehensive Plan, the intent of Section 11.4.5 of the Unified Development Ordinance to preserve protected trees, whether the continued preservation of the tree(s) places a significant hardship on the property owner, the continuation of the tree(s) threatens public safety and welfare, and whether all other options for preservation and/or relocation have been explored and found unsatisfactory; and

**WHEREAS**, Richard T. and Mena C. Lawrence, owner-occupants of said single-family residential property, must remove a 15” (in diameter) southern magnolia in the front yard of the property due to disease of tree causing limbs to die and fall on home; and

**WHEREAS**, in accordance with Section 11.4.5 of the Unified Development Ordinance, owner-occupants of single-family residential homes are not required to prepare and implement a tree mitigation and preservation plan.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Gautier, Mississippi, that:

Section 1. Finding of Necessity. For the aforesaid reason, this Council hereby finds, determines and declares that a necessity exists with respect to the removal of a protected tree at 2025 Kingslea Drive, Gautier, MS 39533, which is a residential property.

Section 2. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Motion made by **BLANK**, seconded by **BLANK** and the following vote was recorded.

**DULY ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, by the City Council of Gautier, Mississippi.

**ATTEST:**

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**City Clerk**  
**Cynthia Russell**

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**Mayor Gordon Gollott**